



UNITED STATES DEPARTMENT OF COMMERCE
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|---------------------------------|-------------|---|---------------------|
| APPLICATION NO./ CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
| 027476 | 06/09/99 | CHIRON CORP | 0100-0100 |

027476
CHIRON CORPORATION
INTELLECTUAL PROPERTY - R440
P.O. BOX 8097
EMERYVILLE CA 94662-8097

HM12/0808

EXAMINER

ZHOU, S

ART UNIT

PAPER

17
08/08/01

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

The communication in Paper # 16, filed on 7/30/01, is non-responsive to the prior Office action, send by facsimile on 6/26/01, because of the following reason:

This application contains sequence disclosures that are encompassed by the definitions for nucleotide and/or amino acid sequences set forth in 37 CFR 1.821(a)(1) and (a) (2). However, this application fails to comply with the requirements of 37 CFR 1.821 through 1.825 because the computer readable form of the Sequence Listing is again defective. See the attached CRF Problem Report for details. Failure to respond to this requirement may result in abandonment of the instant application.

Since the period for reply set forth in the prior Office action has expired, this application will become abandoned unless applicant corrects the deficiency and obtains an extension of time under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. In no case may an applicant reply outside the SIX (6) MONTH statutory period or obtain an extension for more than FIVE (5) MONTHS beyond the date for reply set forth in an Office action. A fully responsive reply must be timely filed to avoid abandonment of this application.

Papers related to this application may be submitted to Technical Center 1600 by facsimile transmission. Papers should be faxed to Technical Center 1600 via the PTO Fax Center located in Crystal Mall 1. The faxing of such papers must conform with the notices published in the Official Gazette, 1096 OG 30 (November 15, 1988), 1156 OG 61 (November 16, 1993), and 1157 OG 94 (December 28, 1993)(See 37 CFR § 1.6(d)). The CM1 Fax Center number is either (703) 308-4242 or (703)305-3014.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to: Shubo "Joe" Zhou, Ph.D., whose telephone number is (703) 605-1158. The examiner can normally be reached on Monday-Friday from 8 A.M. to 4 P.M.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael Woodward, Ph.D., can be reached on (703) 308-4028.

Any inquiry of a general nature or relating to the status of this application should be directed to Patent Analyst Tina Plunkett whose telephone number is 703-305-3524, or to the Technical Center receptionist whose telephone number is (703) 308-0196.

S. "Joe" Zhou, Ph.D.
Patent Examiner

ARDIN H. MARSCHEL
PRIMARY EXAMINER

ATTACHMENT: CRF Problem Report

09/303,518B

A:\>DIR

Volume in drive A has no label
Directory of A:\

| | | | |
|--------------|--------------------|-----------------|------------------------|
| CHIR01~1 TXT | 1,049,764 | 07-26-01 11:53a | CHIR0160.ST25.1of2.txt |
| 1 file(s) | 1,049,764 bytes | | |
| 0 dir(s) | 407,552 bytes free | | |

A:\>TYPE CHIR01~1.TXT|MORE

Read fault error reading drive A
Abort, Retry, Fail?F
Fail on INT 24 - CHIR01~1.TXT

on screen message when STC PC

*tried to read
submitted disk file*